

### REMARKS

The Applicants note with appreciation the allowance of Claims 1, 5, 6, 10, 14-21 and 23-56.

The Applicants note the rejection of Claim 57 under 35 U.S.C. §102 over U.S. Patent No. 6,686,174. The Applicants have cancelled Claim 57 thereby rendering the rejection moot. Withdrawal of the rejection is respectfully requested.

The Applicants note the rejection of Claim 22 under 35 U.S.C. §112. The Applicants have accordingly amended Claim 22 to correct an obvious error in phraseology. Thus, "nucleic acid molecule" in line 2 has been replaced with "cold-shock inducible gene." The Applicants note that their reference to second cold-shock inducible gene is found in other claims, such as in Claims 20 and 21, for example. The Applicants respectfully submit that above amendment renders Claim 22 completely definite. Withdrawal of the rejection is respectfully requested.

In light of the foregoing, the Applicants respectfully submit that the entire Application is now in condition for allowance which is respectfully requested.

Respectfully submitted,



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